

CLOSED,STAYED,TYPE I-FOIA

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:12-cv-00238-BAH

NATIONAL CENTER FOR LAW AND ECONOMIC
 JUSTICE, INC. v. UNITED STATES DEPARTMENT OF
 HEALTH AND HUMAN SERVICES
 Assigned to: Judge Beryl A. Howell
 Cause: 05:552 Freedom of Information Act

Date Filed: 02/13/2012
 Date Terminated: 10/12/2012
 Jury Demand: None
 Nature of Suit: 895 Freedom of
 Information Act
 Jurisdiction: U.S. Government Defendant

Plaintiff

**NATIONAL CENTER FOR LAW
 AND ECONOMIC JUSTICE, INC.**

represented by **Christopher L. Harlow**
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V.

Defendant

**UNITED STATES DEPARTMENT
 OF HEALTH AND HUMAN
 SERVICES**
Office for Civil Rights

represented by **Carl Ezekiel Ross**
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Date Filed	#	Docket Text
02/13/2012	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Filing fee \$ 350, receipt number 4616045993) filed by NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Civil

		Cover Sheet)(rdj) (Entered: 02/13/2012)
02/13/2012		SUMMONS (3) Issued as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. Attorney and U.S. Attorney General (rdj) (Entered: 02/13/2012)
02/13/2012	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC. identifying Corporate Parent NONE for NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC. (rdj) (Entered: 02/13/2012)
02/14/2012	<u>3</u>	STANDING ORDER. Signed by Judge Beryl A. Howell on 02/14/2012. (lcbah2) (Entered: 02/14/2012)
02/23/2012		SUMMONS (1) REISSUED as to UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (ls,) (Entered: 02/23/2012)
02/24/2012	<u>4</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Mark P. Johnson, :Firm– SNR Denton US LLP, :Address– 4520 Main St., Suite 1100, Kansas City, MO 64111. Phone No. – 816–460–2424. Fax No. – 816–531–7545 by NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order)(Harlow, Christopher) (Entered: 02/24/2012)
02/24/2012	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Wade Carr, :Firm– SNR Denton US LLP, :Address– 4520 Main St., Suite 1100, Kansas City, MO, 64111. Phone No. – 816–460–2473. Fax No. – 816–531–7545 by NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order)(Harlow, Christopher) (Entered: 02/24/2012)
02/24/2012		MINUTE ORDER (paperless) GRANTING <u>4</u> Plaintiff's Motion for Admission Pro Hac Vice Of Mark P. Johnson. Mr. Mark P. Johnson is admitted pro hac vice to serve as Plaintiff's counsel in the above captioned case. Signed by Judge Beryl A. Howell on 02/24/2012. (lcbah2) (Entered: 02/24/2012)
02/24/2012		MINUTE ORDER (paperless) GRANTING <u>5</u> Plaintiff's Motion For Admission Pro Hac Vice Of Wade Carr. Mr. Wade Carr is admitted pro hac vice to serve as Plaintiff's counsel in the above captioned case. Signed by Judge Beryl A. Howell on 02/24/2012. (lcbah2) (Entered: 02/24/2012)
03/05/2012	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/22/2012. Answer due for ALL FEDERAL DEFENDANTS by 3/23/2012. (Attachments: # <u>1</u> Exhibit A)(Harlow, Christopher) (Entered: 03/05/2012)
03/05/2012	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 02/22/2012. (Attachments: # <u>1</u> Exhibit A)(Harlow, Christopher) (Entered: 03/05/2012)
03/05/2012	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 2/27/2012 (Attachments: # <u>1</u> Exhibit A)(Harlow, Christopher) (Entered: 03/05/2012)
03/22/2012	<u>9</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 03/22/2012)
03/23/2012		MINUTE ORDER (paperless) granting <u>9</u> Consent Motion for Enlargement of Time. The Defendant shall respond to the Complaint on or before April 23, 2012. Signed by Judge Beryl A. Howell on 03/23/2012. (lcbah2) (Entered: 03/23/2012)
03/28/2012		Set/Reset Deadlines: Answer due by 4/23/2012. (zmm,) (Entered: 03/28/2012)
04/23/2012	<u>10</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 04/23/2012)

04/24/2012		MINUTE ORDER (paperless) In light of the Defendant's <u>10</u> Motion for Enlargement of Time, the plaintiff is ordered to SHOW CAUSE by April 25, 2012 at 5 P.M. why this Motion should not be granted. Signed by Judge Beryl A. Howell on 04/24/2012. (lcbah2) (Entered: 04/24/2012)
04/25/2012	<u>11</u>	RESPONSE TO ORDER TO SHOW CAUSE by NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC. re Order,. (Harlow, Christopher) (Entered: 04/25/2012)
04/25/2012		MINUTE ORDER (paperless) Upon consideration of the Defendant's <u>10</u> Motion for Enlargement of Time, to which the Plaintiff does not object, see <u>11</u> Plaintiff's Response to Court's Order to Show Cause, the Defendant's <u>10</u> Motion for Enlargement of Time is hereby granted. The Defendant's response to the Complaint shall be due on or before May 4, 2012. Signed by Judge Beryl A. Howell on 04/25/2012. (lcbah2) (Entered: 04/25/2012)
04/26/2012		Reset Deadlines: Answer due by 5/4/2012. (tj) (Entered: 04/26/2012)
05/03/2012	<u>12</u>	Consent MOTION for Briefing Schedule by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 05/03/2012)
05/04/2012		MINUTE ORDER (paperless) granting <u>12</u> Defendant's Consent Motion for Briefing Schedule. Upon consideration of the Consent Motion, the Court enters the following SCHEDULING ORDER to control the timing of proceedings in this matter: Defendant's Motion for Summary Judgment shall be filed on or before July 2, 2012. Plaintiff's Cross-Motion (if any) and Opposition shall be filed on or before August 1, 2012. Defendant's Opposition to Cross Motion and Reply shall be filed on or before August 31, 2012. Plaintiff's Reply (if any) shall be filed on or before September 20, 2012. Signed by Judge Beryl A. Howell on 05/04/2012. (lcbah2) (Entered: 05/04/2012)
05/07/2012		Set/Reset Deadlines: Cross Motions due by 8/1/2012. Response to Cross Motions due by 8/31/2012. Reply to Cross Motions due by 9/20/2012. Summary Judgment motions due by 7/2/2012. Response to Motion for Summary Judgment due by 8/1/2012. Reply to Motion for Summary Judgment due by 8/31/2012. (gdf) (Entered: 05/07/2012)
07/02/2012	<u>13</u>	Consent MOTION for Extension of Time to File by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 07/02/2012)
07/03/2012		MINUTE ORDER (paperless) granting Defendant's <u>13</u> Consent Motion for Enlargement of Time. The Defendant shall file its Motion for Summary Judgment by July 9, 2012. Signed by Judge Beryl A. Howell on 07/03/12. (lcbah2) (Entered: 07/03/2012)
07/05/2012		Set/Reset Deadlines: Defendant's Summary Judgment motion due by 7/9/2012. (tg,) (Entered: 07/05/2012)
07/09/2012	<u>14</u>	Joint MOTION to Stay by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 07/09/2012)
07/09/2012		MINUTE ORDER (paperless) granting <u>14</u> Joint Motion to Stay. The parties shall file a Joint Status Report by August 8, 2012. Signed by Judge Beryl A. Howell on 07/09/12. (lcbah2) (Entered: 07/09/2012)
07/09/2012		Case Stayed. (tg,) (Entered: 07/10/2012)
07/09/2012		Set/Reset Deadlines: Joint Status Report due by 8/8/2012. (tg,) (Entered: 07/10/2012)
08/08/2012	<u>15</u>	STATUS REPORT (<i>Joint Status Report</i>) by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Ross, Carl) (Entered: 08/08/2012)
08/09/2012		MINUTE ORDER (paperless) Upon consideration of the <u>15</u> Joint Status Report, the stay is hereby continued through September 10, 2012, by which date the parties are directed to file another Joint Status Report. Signed by Judge Beryl A. Howell

		on 08/09/2012. (lcbah2) (Entered: 08/09/2012)
08/09/2012		Set/Reset Deadlines: Status Report due by 9/10/2012. (tg,) (Entered: 08/09/2012)
09/11/2012	<u>16</u>	STATUS REPORT (<i>Joint Status Report</i>) by NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE, INC.. (Guilder, Justin) (Entered: 09/11/2012)
09/11/2012		MINUTE ORDER (paperless) Upon consideration of the <u>16</u> Joint Status Report, the parties are directed to file another Joint Status Report by October 11, 2012 if this case is not settled before that date. Signed by Judge Beryl A. Howell on 09/11/2012. (lcbah2) (Entered: 09/11/2012)
09/11/2012		Set/Reset Deadlines: Joint Status Report due by 10/11/2012. (tg,) (Entered: 09/12/2012)
10/11/2012	<u>17</u>	STIPULATION of Dismissal <i>Stipulation of Settlement and Dismissal</i> by UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES. (Ross, Carl) (Entered: 10/11/2012)
10/12/2012	<u>18</u>	STIPULATION OF SETTLEMENT AND DISMISSAL. Signed by Judge Beryl A. Howell on 10/11/2012. (tg,) (Entered: 10/12/2012)
10/12/2012		MINUTE ORDER (paperless) In light of the <u>18</u> Stipulation of Settlement and Dismissal, this case is dismissed with prejudice per the Stipulation. The Clerk of the Court is directed to close this case. Signed by Judge Beryl A. Howell on 10/12/2012. (lcbah2) (Entered: 10/12/2012)